

**UNITED STATES DISTRICT COURT**  
for the  
**NEWARK** District of **NEW JERSEY**

United States of America )  
 v. )  
 JOSE JAVIER SANCHEZ-LARA ) Case No: 2:07cr-130-JLL-01  
 a/k/a Edwin Filomena-VAZQUEZ ) USM No: 28292-050  
 Date of Previous Judgment: JUNE 19, 2007 ) Defendant's Attorney  
 (Use Date of Last Amended Judgment if Applicable)

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 6/18/07 months is reduced to 70 MOS.

**I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)**

Previous Offense Level:	<u>29</u>	Amended Offense Level:	<u>27</u>
Criminal History Category:	<u>I</u>	Criminal History Category:	<u>I</u>
Previous Guideline Range:	<u>87</u> to <u>108</u> months	Amended Guideline Range:	<u>70</u> to <u>87</u> months

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

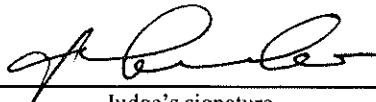
- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (explain): \_\_\_\_\_

**III. ADDITIONAL COMMENTS**

Except as provided above, all provisions of the judgment dated 6-19-07 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 7-28-08



Judge's signature

Effective Date: 7-28-08  
(if different from order date)



Printed name and title